

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 444 be amended to read as follows:

- 1 Page 14, after line 23 , begin a new paragraph and insert:
2 "SECTION 16. P.L. 28-2004, SECTION 191, IS AMENDED
3 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: SECTION
4 191. (a) As used in this SECTION, "division" refers to the division of
5 mental health and addiction.
6 (b) Except as provided in ~~subsection (c)~~ **subsections (c) and**
7 **(d)**, notwithstanding IC 12-23-1-6(4), IC 12-23-14-7, and 440 IAC 4.4-
8 2-1(e), the division may not grant specific approval to be a new
9 provider of any of the following:
10 (1) Methadone.
11 (2) Levo-alpha-cetylmethadol.
12 (3) Levo-alpha-acetylmethadol.
13 (4) Levomethadyl acetate.
14 (5) LAAM.
15 (6) Buprenorphine.
16 (c) The division may not grant specific approval to be a new
17 provider of one (1) or more of the drugs listed under subsection (b) unless:
18 (1) the drugs will be provided in a county with a
19 population of more than forty thousand (40,000);
20 (2) there are no other providers located in the county
21 or in a county contiguous to the county where the
22 provider will provide the drugs; and
23 (3) the provider supplies, in writing:
24 (A) a needs assessment for Indiana citizens
25 under guidelines established by the division;

1 and
2 (B) any other information required by the
3 division.
4 **(d) Notwithstanding subsection (c), the division may grant**
5 **specific approval to be a new provider of one (1) or more of the**
6 **drugs listed under subsection (b) in a county contiguous to a county**
7 **in which an existing provider is located if:**
8 **(1) the drugs will be provided in a county with a**
9 **population of more than forty thousand (40,000);**
10 **(2) there are no other providers of the drugs listed**
11 **under subsection (b) in the county in which the**
12 **provider is seeking approval; and**
13 **(3) the provider supplies, in writing:**
14 **(A) a needs assessment for Indiana citizens**
15 **under guidelines established by the division**
16 **that demonstrates:**
17 **(i) a heroin or opiate problem exists**
18 **in the county in which the provider**
19 **is seeking approval; and**
20 **(ii) a need exists for a heroin or an**
21 **opiate treatment program in the**
22 **county; and**
23 **(B) any other information required by the**
24 **division.**
25 ~~(d)~~ **(e)** Except as provided in subsection ~~(k)~~; **(l)**, the division
26 shall prepare a report by June 30 of each year concerning treatment
27 offered by methadone providers that contains the following information:
28 (1) The number of methadone providers in the state.
29 (2) The number of patients on methadone during the
30 previous year.
31 (3) The length of time each patient received
32 methadone and the average length of time all patients
33 received methadone.
34 (4) The cost of each patient's methadone treatment and
35 the average cost of methadone treatment.
36 (5) The rehabilitation rate of patients who have
37 undergone methadone treatment.
38 (6) The number of patients who have become addicted
39 to methadone.
40 (7) The number of patients who have been
41 rehabilitated and are no longer on methadone.
42 (8) The number of individuals, by geographic area,
43 who are on a waiting list to receive methadone.
44 (9) Patient information as reported to a central registry
45 created by the division.
46 ~~(e)~~ **(f)** Each methadone provider in the state shall provide
47 information requested by the division for the report under subsection
48 ~~(d)~~; **(e)**. The information provided to the division may not reveal the
49 specific identity of a patient.
50 ~~(f)~~ **(g)** The information provided to the division under
51 subsection ~~(e)~~ **(f)** must be based on a calendar year.
52 ~~(g)~~ **(h)** The information required under subsection ~~(e)~~ **(f)** for

1 calendar year 1998 must be submitted to the division not later than June
 2 30, 1999. Subsequent information must be submitted to the division not
 3 later than:

- 4 (1) February 29, 2004, for calendar year 2003;
- 5 (2) February 28, 2005, for calendar year 2004;
- 6 (3) February 28, 2006, for calendar year 2005;
- 7 (4) February 28, 2007, for calendar year 2006; and
- 8 (5) February 29, 2008, for calendar year 2007.

9 ~~(h)~~ (i) Failure of a certified provider to submit the information
 10 required under subsection ~~(e)~~ (f) may result in suspension or
 11 termination of the provider's certification.

12 ~~(i)~~ (j) The division shall report to the governor and the
 13 legislative council the failure of a certified provider to provide
 14 information required by subsection ~~(e)~~ (f).

15 ~~(j)~~ (k) The division shall distribute the report prepared under
 16 subsection ~~(d)~~ (e) to the governor and legislative council.

17 ~~(k)~~ (l) The first report the division is required to prepare under
 18 subsection ~~(d)~~ (e) is due not later than September 30, 1999.

19 ~~(l)~~ (m) The division shall establish a central registry to receive
 20 the information required by subsection ~~(d)(9)~~ (e)(9).

21 ~~(m)~~ (n) **A report distributed under this SECTION to the**
 22 **legislative council must be in an electronic format under IC 5-14-6.**

23 (o) This SECTION expires July 1, 2008."
 (Reference is to ESB 444 as printed March 11, 2005.)

Representative AYRES